

STATE BOARD OF FINANCIAL INSTITUTIONS
MINUTES
July 6, 2011
Columbia, South Carolina

Upon proper call and due notice to all of its members and after having given required public notice, the State Board of Financial Institutions assembled in a meeting this the 6th day of July 2011, with Chairman Curtis M. Loftis, Jr. presiding. Members present were: Messrs. Anderson, Conley, Gibbons, Hart, Saunders, Slider, and Ms. Marcum. Members absent were Messrs., Foster and Williams. In attendance were Commissioner Louie Jacobs, Mr. Jim Copeland, Review Examiner, Ms. Gayle Fletcher, Review Examiner, Ms. Kathy Bickham, Assistant Commissioner of Banking, Ms. Amy Wright, Secretary to the Board, Mr. Bill Leidinger, Chief of Staff, State Treasurer's Office, Mr. Frank Rainwater, Deputy State Treasurer and General Counsel, State Treasurer's Office, and Mr. Phillip Cease, State Treasurer's Office.

On motion of Mr. Gibbons, duly seconded by Mr. Saunders and unanimously carried, the Board approved minutes from the June 1, 2011 meeting.

Visitor Mr. Charles Knight with the South Carolina Department of Consumer Affairs was recognized.

ITEMS RECEIVED FOR INFORMATION

CONSUMER FINANCE DIVISION

The following Supervised Consumer Finance Licensees have advised of change of address as follows: (a) 1st Franklin Financial Corporation from 1625 North Main Street, Suite 105 to 1309 North Main Street, Suite C, Summerville; (b) Regional Finance Corporation of SC dba Regional Finance of Aiken from 141 S.W. Laurens Street to 314 Richland Avenue West, Aiken; (c) Credit Central, Inc. dba Credit Central from 160 South Pine Street, Suite G to 140 Fernwood Drive, Suite 5, Spartanburg.

The following Supervised Consumer Finance Licensees have advised of change of name as follows: (a) From CitiFinancial, Inc. to OneMain Financial, Inc. (51 locations).

Notification has been received that the following Supervised Consumer Finance License has been voluntarily surrendered for cancellation:

1. Chrysler Financial Services Americas, LLC, 2050 Roanoke Road, Westlake
2. CitiFinancial, Inc., 791 East Main Street, Spartanburg
3. Pavilack Finance Corporation, 2311 South Kings Highway, Suite A, Myrtle Beach
4. CitiFinancial, Inc., 696 South Governor Williams Highway, Darlington

EXAMINING DIVISION

None.

LEGISLATIVE UPDATE

Mr. Copeland reported that the SAFE Rule passed June 29, 2011. Mr. Copeland advised the Board that he will be meeting with Mr. Knight at the Department of Consumer Affairs to discuss the need for regulations regarding the SAFE rule and will update the Board and possibly provide draft regulations at a later meeting.

Mr. Leidinger gave a report to the Board about the review of the divisions of the Board of Financial Institutions that staff from the Treasurer's Office is conducting by request of the Chairman after discussions with the Board.

REGULAR SESSION

CONSUMER FINANCE DIVISION

On motion of Mr. Anderson duly seconded by Mr. Conley and unanimously carried, the Board approved the requests for Supervised Consumer Finance Licenses for In-State as follows:

1. Request of Cash Credit Co. for a Supervised Consumer Finance License to operate at 1316 Redbank Road, Suite 2, Goose Creek South Carolina, 29445. (#active 2)
2. Request of Community Finance Co. of SC, LLC for a Supervised Consumer Finance License to operate at 1670F Highway 17 North, Little River, South Carolina 29566. (#active 1)
3. Request of Hawk, Inc. dba The Loan Center for a Supervised Consumer Finance License to operate at 228 East Main Street, Dillon, South Carolina 29536. (#active 18)
4. Request of Hawk, Inc. dba The Loan Center for a Supervised Consumer Finance License to operate at 384 West Evans Street, Florence, South Carolina 29501. (#active 18)

On motion of Mr. Saunders duly seconded by Mr. Gibbons and unanimously carried, the Board approved the request for Supervised Consumer Finance Licenses for Out-of-State as follows:

5. Request of Bayview Loan Servicing, LLC for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 689 Airport Freeway, Suite 100, Hurst, Texas 76053. (#active 4)
6. Request of CitiFinancial, Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 300 St. Paul Place, Baltimore, Maryland 21202. (#active 64)
7. Request of EduCap, Inc. dba Loan to Learn for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 21680 Ridgetop Circle, Sterling, Virginia 20166. (New)

On motion of Mr. Gibbons duly seconded by Mr. Hart and unanimously carried, the Board approved the request for Check Cashing Level II Services as follows:

8. ACE Check Services, Inc. for a license to provide check cashing Level II services at 9111 Old #6 Highway, Suite. B, Santee, South Carolina 29142. (New)
9. ACE South Carolina, LLC dba ACE America's Cash Express for a license to provide check cashing Level II services at 2000 McMillan Avenue, Suite B, North Charleston, South Carolina 29405. (#active 1)
10. Save-Mart, LLC for a license to provide check cashing Level II services at 600 North Kings Highway, Myrtle Beach, South Carolina 29577. (New)

On motion of Mr. Slider duly seconded by Mr. Anderson and unanimously carried, the Board authorized the Chairman to sign the Memorandum of Understanding Between the Consumer Financial Protection Bureau, the Conference of State Bank Supervisors, and the Other Signatories Hereto on the Sharing of Information for Consumer Protection Purposes.

On motion of Mr. Anderson duly seconded by Mr. Hart and unanimously carried, the Board confirmed of the employment of Shanthy Sivakumar; Fiscal Analyst II, effective June 2, 2011

On motion of Mr. Conley duly seconded by Mr. Gibbons and unanimously carried, the Board received as information the resignation of Michael Sellers, Auditor III, effective July 13, 2011.

EXAMINING DIVISION

On motion of Mr. Gibbons duly seconded by Mr. Slider and unanimously carried, the Board approved the request of Community First Bank, Inc., Walhalla, to close its branch at 1101 Main Street, Westminster.

On motion of Mr. Hart duly seconded by Mr. Anderson and unanimously carried, the Board approved the request of Crescent Bank, Myrtle Beach, for approval to change its name to CresCom Bank.

EXECUTIVE SESSION

On motion of Mr. Gibbons duly seconded by Ms. Marcum and unanimously carried, the Board voted to go into Executive Session to discuss confidential business and proprietary matters.

RETURN TO REGULAR SESSION

On motion of Mr. Hart, duly seconded by Mr. Gibbons and unanimously carried, the Board returned to Regular Session. No vote was taken in Executive Session.

The following actions were taken in Regular Session on items discussed in Executive Session:

CONSUMER FINANCE DIVISION

None.

EXAMINING DIVISION

On motion of Mr. Conley duly seconded by Mr. Anderson and unanimously carried, the Board approved the request of Savannah River Banking Company, Aiken, to convert from a Federal savings and loan association to a South Carolina State chartered bank.

On motion of Mr. Gibbons duly seconded by Mr. Hart and unanimously carried, the Board approved the request of First Federal Savings and Loan Association of Charleston, Charleston, to convert from a Federal savings and loan association to a South Carolina State chartered bank.

On motion of Mr. Anderson duly seconded by Mr. Saunders and unanimously carried, the Board approved the request of First Community Bank, N. A., Lexington, to convert from a National bank to a South Carolina State chartered bank to be named First Community Bank.

On motion of Mr. Slider duly seconded by Mr. Gibbons and unanimously carried, the Board approved the request of Park Sterling Corporation, Charlotte, North Carolina, to

acquire 100% of the voting shares of Community Capital Corporation, Greenwood, South Carolina, and thereby acquire its wholly owned subsidiary CapitalBank, Greenwood, South Carolina.

On motion of Mr. Hart duly seconded by Mr. Anderson and unanimously carried, the Board approved the request of Community First Bancorporation, Walhalla, South Carolina, to acquire through its subsidiary, Community First Bank, Inc., Walhalla, South Carolina, 100% of the voting shares of Bank of Westminster, Westminster, South Carolina.

On motion of Mr. Gibbons duly seconded by Mr. Conley and unanimously carried, the Board approved the request of Community First Bank, Inc., Walhalla, South Carolina, to merge with Bank of Westminster, Westminster, South Carolina, and to operate the 306 East Windsor Street, office, Westminster, as a branch of Community First Bank, Inc.

On motion of Mr. Slider duly seconded by Mr. Anderson and unanimously carried, the Board confirmed the action taken by the Commissioner of Banking in approving the application of First Citizens Bank and Trust Company, Inc., Columbia, South Carolina, to acquire certain assets and liabilities of Atlantic Bank and Trust, Charleston, South Carolina and to operate the three offices of Atlantic Bank and Trust as branches of First Citizens Bank and Trust Company, Inc., Columbia, South Carolina.

On motion of Mr. Conley duly seconded by Mr. Hart and unanimously carried, the Board approved the application of Nucor Employee's Credit Union, Florence, to establish a branch at 8325 L.A. Highway 3125, Convent, Louisiana.

On motion of Mr. Gibbons duly seconded by Mr. Anderson and unanimously carried, the Board authorized the Commissioner of Banking to execute administrative procedures.

On motion of Mr. Anderson duly seconded by Mr. Saunders and unanimously carried, the Board authorized the Commissioner of Banking to act on requests by State chartered banks for cash dividend payments to be used specifically for payment of dividends on securities issued to the U.S. Treasury for participation in the U.S. Department of the Treasury Small Business Lending Fund Program.

Personnel

The Agency Head Evaluation and other personnel evaluations were discussed in executive session but not votes were taken. In Regular Session, the Board was presented with the evaluation documents and asked to provide comments to the Chairman by the end of July.

The Board, through consensus, scheduled its next meeting for September 14, 2011.

There being no further business, the meeting was adjourned by acclamation.